

# **Delta Protection Advisory Committee (DPAC)**

## **Charter**

**Approved 8/26/10; Revised  
1/23/14**

### **I. Official Designation**

Delta Protection Advisory Committee pursuant to Section 29753 of the Public Resources Code

### **II. Scope and Objectives**

The purpose of the Delta Protection Advisory Committee (DPAC) is to provide recommendations to the Delta Protection Commission (DPC) on the diverse interests within the Delta.

### **III. Description of Duties**

DPAC will provide recommendations to the DPC relating to the following:

- A. Delta's ecosystem;
- B. Water Supply;
- C. Socioeconomic sustainability;
- D. Recreation;
- E. Agriculture;
- F. Flood Control;
- G. Environment;
- H. Water Resources;
- I. State, Local, and Utility Infrastructure;
- J. Other Delta Issues

The DPAC will provide its advice based upon input from and cooperation with other stakeholders and existing organizations addressing Delta issues.

### **IV. Duration**

The DPAC has no sunset provisions and is expected to operate indefinitely. However, the DPC may review and revise this charter when necessary, pursuant to a public discussion and vote on proposed revisions.

## **V. Committee Reporting**

The DPAC, via its Chairperson or designee, shall report directly to the Delta Protection Commission. Communication from the Committee may include oral updates provided at DPC meetings or written recommendations which include specific suggestions, proposals, projects, and/or action items as well as recommended positions (including minority positions) on specific issues, projects, or plans affecting the Delta submitted to the DPC for their consideration.

## **VI. Agency Responsibilities for Providing Necessary Support**

All staff and support functions required for operation of the DPAC will be supplied by the DPC as determined by the Chair of the DPC.

## **VII. Operating Support**

Support for the operation of the DPAC will rely on existing DPC staff and resources, until such time as the State may allocate additional funds for the operation of the DPAC.

## **VIII. Allowances for Committee Members**

Members of the DPAC and its sub-committees will serve without pay.

## **IX. Committee Voting Membership and Terms**

DPAC will consist of no more than 15 voting members appointed by the DPC. As the DPAC is the voice of Delta residents and businesses, the suggested membership is as follows:

- 9 members representing Delta residents and businesses - 2 business representatives, 2 agricultural representatives, 2 recreational representatives, 1 flood entity representative, 1 Delta organization representative, and 1 member of the general public;
- 2 members representing state agencies (preferably California Department of Fish and Wildlife and California Department of Parks and Recreation);
- 2 members representing non-governmental conservation/habitat restoration organizations with involvement in the Delta;
- 1 member representing an entity involved with Delta water exports;
- 1 member representing a utility or other related infrastructure that crosses through the Delta.

Appointed members will serve for terms of three (3) years with no limit on serving consecutive terms, and are allowed to designate alternates to represent them at DPAC meetings. In addition, representatives of the U.S. Bureau of Reclamation, U.S. Fish and Wildlife Service, U.S. Army Corps of Engineers, California Department of Water Resources, an emergency response entity and a cultural preservation entity are encouraged to participate as ex-officio members.

## **X. Appointment of Committee Members**

The 15 voting members of the committee will be appointed by the DPC through an application process administered by DPC staff, including filling vacancies when necessary to fulfill the remainder of the term. The appointment shall include a designation by the DPC of which category

the member shall be filling to assure the broad representation identified in Article IX is being fulfilled.

**XI. Duties and Selection of Chair**

The Chair of the DPAC will be chosen from and by a majority vote of the appointed advisory committee members present, with the subsequent written confirmation from the Chair of the DPC or designee. The chair will serve for a one-year term but may be re-elected for additional terms.

The Committee Chair, in consultation with the DPC Executive Director, will be responsible for scheduling meeting dates, developing DPAC meeting agendas, and the development and submission of any specific recommendations pursuant to Article V. DPC staff will be responsible for reserving meeting locations and distribution of meeting notices and agendas.

**XII. Estimated Frequency of Meetings/Establishing a Quorum**

The DPAC will meet at the call of the Committee Chairperson with the approval of the DPC's Executive Director. Meetings will be held no less than twice per year. A quorum will be considered to be at least 50% of the DPAC membership (including alternates for absent Committee members), and any votes taken will require approval of a majority of the DPAC members present.

**XIII. Ethical Responsibilities of Members**

No committee or subcommittee member shall participate in any specific matter including a lease, license, permit, contract, claim, agreement or related litigation with the DPC or any local or state agency in which the member has a direct financial interest.

**XIV. Subgroups**

As deemed necessary, the Committee Chairperson, in consultation with the Executive Director of the DPC, may convene additional advisory committees, working groups or subgroups to support DPC functions. Working groups or subgroups will report directly to the DPAC.

**XV. Bagley-Keene Open Meeting Act**

As a state agency, the DPAC, Working Groups, and Sub-Groups are governed by the Bagley-Keene Open Meeting Act which requires that (1) an agenda be posted at least ten days in advance of any meeting; (2) describe specifically in that agenda the items to be transacted or discussed; and (3) refuse to add an item subsequent to the published agenda. In addition to these general requirements, the Bagley-Keene Act includes other specific provisions about how meetings are to be announced and conducted.